



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

Agency: Insurance Commissioner

Subject of possible rule making: The Insurance Commissioner is considering adopting a rule that will require health carriers to permit a contracted provider to select another provider who will serve as a substitute in the absence of the contracted provider for a period of no more than 60 days in a period of substitution, whether or not the substitute is a member of the carrier's network. This is commonly referred to as a "locum tenens" provision.

Insurance Commissioner Matter No. R 2005-04

Statutes authorizing the agency to adopt rules on this subject: RCW 48.02.060, 48.43.515

Reasons why rules on this subject may be needed and what they might accomplish: On September 28, 2005 the Washington State Chiropractic Association formally petitioned the Insurance Commissioner for the adoption of a rule requiring carriers to include a "locum tenens" provision in contracts with chiropractors. The Commissioner carefully considered the petition and has elected to initiate rulemaking on this topic. It is expected that the resulting rule will affect all provider types, not only chiropractors.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:
None

Process for developing new rule (check all that apply):

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study
- ☒ Other (describe) Submit written comments by December 12, 2005

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

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DATE
November 2, 2005

NAME (TYPE OR PRINT)
Mike Kreidler

SIGNATURE

TITLE
Insurance Commissioner

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Information input by Agency

**CODE REVISER'S OFFICE
STATE OF WASHINGTON
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